

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

---oo0oo---

IN THE MATTER OF THE REQUEST)
FOR AGENCY ACTION AND APPEAL)
OF DIVISION DETERMINATION TO)
APPROVE SIGNIFICANT REVISION)
TO PERMIT TO ALLOW MINING)
OF TANK SEAM BY CO-OP MINING)
COMPANY BY PETITIONERS)
NORTH EMERY WATER USERS)
ASSOCIATION,)
HUNTINGTON-CLEVELAND)
IRRIGATION COMPANY, AND)
CASTLE VALLEY SPECIAL)
SERVICES DISTRICT, CARBON)
COUNTY, UT)

ORDER DENYING REQUEST
TO RE-HEAR AND TO
MODIFY THE ORDER
DATED 6/13/95

Docket No. 94-027

Cause No. ACT/015/025-93B

---oo0oo---

A document in the above matter captioned "Request for Re-Hearing and Modification of Order Dated June 13, 1995 By Utah Board of Oil, Gas and Mining" (the "Joint Motion") was filed July 10, 1995 with the Secretary of the Board of Oil, Gas and Mining (the "Board"). The Joint Motion was filed jointly by the Castle Valley Special Service District (the "Service District"), the North Emery Water Users Association (the "Water Association"), and the Huntington-Cleveland Irrigation Company (the "Irrigation Company"). Separate memoranda in opposition to the Joint Motion were filed thereafter by the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah (the "Division") and by Co-op Mining Company (the "Mining Company"). Pursuant to notice, the Joint Motion came on for hearing at a regularly

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing "Order Denying Request to Re-hear and to Modify the Order Dated 6/13/95" in Docket NO. 94-027, Cause No.

ACT/015/025-93B to be mailed certified mail, on the 20 day of October, 1995, to the following:

P 074 979 557
J. Craig Smith, Esq.
David B. Hartvigsen, Esq.
Nielsen & Senior
1100 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111

P 074 979 558
Jeffrey W. Appel, Esq.
Benjamin T. Wilson, Esq.
Collard, Appel & Warlaumont
1100 Boston Building
9 Exchange Place
Salt Lake City, Utah 84111

P 074 979 559
Wendell Owen
Co-Op Mining Company
P.O. box 1245
Huntington, Utah 84528

P 074 979 560
Carl E. Kingston, Esq.
3212 South State Street
Salt Lake City, Utah 84115

P 074 979 561
F. Mark Kingston, Esq.
341 South Main, Suite 406
Salt Lake City, Utah ~~84115~~ 84111

and hand-delivered the same date noted above to:

Thomas A. Mitchell, Esq.
Assistant Attorney General
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 475
Salt Lake City, Utah 84180

Toni Heldman